UNITED STATES DISTRICT COURT MIDDLE DISTRICT OF NORTH CAROLINA DURHAM DIVISION

File No. 1:08-CV-119

EDWARD CARRINGTON, CASEY J.)	
CARROLL, MICHAEL P. CATALINO, GALE)	
CATALINO, THOMAS V. CLUTE, KEVIN)	
COLEMAN, JOSHUA R. COVELESKI,)	
EDWARD J. CROTTY, EDWARD S.)	
DOUGLAS, KYLE DOWD, PATRICIA DOWD,)	
DANIEL FLANNERY, RICHARD GIBBS)	
FOGARTY, ZACHARY GREER, IRENE)	
GREER, ERIK S. HENKELMAN, STEVEN W.)	
HENKELMAN, JOHN E. JENNISON, BEN)	
KOESTERER, MARK KOESTERER, JOYCE)	
KOESTERER, FRED KROM, PETER J.)	NOTICE OF APPEARANCE
LAMADE, ADAM LANGLEY, CHRISTOPHER)	
LOFTUS, DANIEL LOFTUS, BARBARA)	
LOFTUS, ANTHONY MCDEVITT, GLENN)	
NICK, NICHOLAS O'HARA, LYNNDA)	
O'HARA, DANIEL OPPEDISANO, SAM)	
PAYTON, JOHN BRADLEY ROSS, KENNETH)	
SAUER, III, STEVE SCHOEFFEL, ROBERT)	
SCHROEDER, DEVON SHERWOOD, DANIEL)	
THEODORIDIS, BRET THOMPSON,)	
CHRISTOPHER TKAC, TRACY TKAC, JOHN)	
WALSH, JR., MICHAEL WARD, ROBERT H.)	
WELLINGTON, IV, WILLIAM WOLCOTT,)	
MICHAEL YOUNG,)	
Plaintiffs,)	
)	
VS.)	
)	
DUKE UNIVERSITY, DUKE UNIVERSITY)	
HEALTH SYSTEM, INC., RICHARD)	
BRODHEAD, PETER LANGE, LARRY)	
MONETA, JOHN BURNESS, TALLMAN)	
TRASK, SUZANNE WASIOLEK, MATTHEW)	

KCBCM: 246242.1

DRUMMOND, AARON GRAVES, ROBERT))
DEAN, TARA LEVICY, THERESA ARICO,))
J. WESLEY COVINGTON, KATE HENDRICKS,))
VICTOR DZAU, CITY OF DURHAM,)
LINWOOD WILSON, MARK GOTTLIEB,))
BENJAMIN HIMAN, PATRICK BAKER,)
STEVEN CHALMERS, RONALD HODGE,)
LEE RUSS, STEPHEN MIHAICH, BEVERLY))
COUNCIL, JEFF LAMB, MICHAEL))
RIPBERGER and DAVID ADDISON.)
Defendants.)

Pursuant to Local Rule LR83.1(c), the undersigned gives notice of appearance as an attorney of record for the Defendant Benjamin Himan.

This the 22nd day of April, 2008.

KENNON, CRAVER, BELO, CRAIG & MCKEE, PLLC

By: /s/ Henry W. Sappenfield
North Carolina State Bar No. 37419
Attorneys for Defendant Benjamin Himan
4011 University Drive, Suite 300
P.O. Box 51579
Durham, NC 27717-1579
(919) 490-0500

hsappenfield@kennoncraver.com

KCBCM: 246242.1 2

CERTIFICATE OF SERVICE

The undersigned attorney hereby certifies that I electronically filed the foregoing Notice of Appearance on behalf of Defendant Benjamin J. Himan with the Clerk of Court using the CM/ECF system which will send notification of such filing to the following:

Charles J. Cooper
David H. Thompson
Brian S. Koukoutchos
Nicole Jo Moss
Cooper & Kirk, PLLC
1523 New Hampshire Avenue, NW
Washington, DC 20036

William J. Thomas, II Thomas, Ferguson & Mullins, L.L.P. 119 East Main Street Durham, NC 27701 Attorneys for Plaintiffs

Dan J. McLamb Shirley M. Pruitt T. Carlton Younger, III Yates, McLamb & Weyher, L.L.P. P.O. Box 2889 Raleigh, NC 27602

Attorneys for Defendants Duke University Health System, Inc., Theresa Arico, R.N. and Tara Levicy, R.N.

J. Donald Cowan, Jr.
Dixie T. Wells
L. Cooper Harrell
Smith Moore LLP
P.O. Box 21927
Greensboro, NC 27420

William F. Lee Wilmer Cutler Pickering Hale and Dorr LLP 60 State Street Boston, MA 02109

KCBCM: 246242.1

Jamie Gorelick Jennifer M. O'Connor Paul R.Q. Wolfson

Wilmer Cutler Pickering Hale and Dorr LLP

1875 Pennsylvania Avenue, NW

Washington, DC 20006

Attorneys for Defendants Duke University, Richard H. Brodhead, Peter Lange, Larry Moneta, John Burness, Tallman Trask, Suzanne Wasiolek, Matthew Drummond, Aaron Graves, Robert Dean, Kate Hendricks and Victor J. Dzau

Reginald B. Gillespie, Jr.
Faison & Gillespie
P.O. Box 51729
Durham, NC 27717-1729

Attorneys for Defendant City of Durham, North Carolina

James B. Maxwell Maxwell, Freeman & Bowman, P.A. P.O. Box 52396 Durham, NC 27717-2396 Attorneys for Defendant David Addison

Edwin M. Speas, Jr.
Eric P. Stevens
Poyner & Spruill LLP
P.O. Box 10096
Raleigh, NC 27605-0096
Attorneys for Defendant Mark Gottlieb

Patricia P. Kerner
D. Martin Warf
Hannah G. Styron
Troutman Sanders LLP
434 Fayetteville Street, Suite 1900
Raleigh, NC 27601

Attorneys for Defendants Patrick Baker, Steven Chalmers, Ronald Hodge, Lee Russ, Stephen Mihaich, Beverly Council, Jeff Lamb and Michael Ripberger

KCBCM: 246242.1 4

Linwood Wilson 6910 Innesbrook Way Bahama, NC 27503-9700

This the 22nd day of April, 2008.

KENNON, CRAVER, BELO, CRAIG & MCKEE, PLLC

By: /s/Henry W. Sappenfield

North Carolina State Bar No. 37419 Attorneys for Defendant Benjamin Himan 4011 University Drive, Suite 300 P.O. Box 51579 Durham, NC 27717-1579 (919) 490-0500

hsappenfield@kennoncraver.com

KCBCM: 246242.1 5